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Attorneys for Defendant, Rubicon Research Private Limited

# IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW JERSEY

METACEL PHARMACEUTICALS LLC,

C.A. No. 2:21-cv-19463-EP-JRA

DEFENDANT, RUBICON RESEARCH PRIVATE LIMITED'S NOTICE OF MOTION

FOR LEAVE TO MOVE FOR

Plaintiff,

v.

RUBICON RESEARCH PRIVATE LIMITED,

SUMMARY JUDGMENT OF NON-INFRINGEMENT

Defendant.

Return Date: September 6, 2022

PLEASE TAKE NOTICE that pursuant to Paragraph 35 of the Scheduling Order, on September 6, 2022, or as soon thereafter as counsel can be heard, Defendant, Rubicon Research Private Limited, (herein "Rubicon" or "Defendant"), by and through their undersigned Counsel, will move before this Court for leave to move for Summary Judgment of Non-Infringement.

PLEASE TAKE FURTHER NOTICE that in support of this Motion, Rubicon submits the following accompanying documents:

- 1. Rubicon's Brief in Support of Motion for Leave to Move for Summary Judgment of Non-Infringement.
- 2. A Proposed Order GRANTING Rubicon's Motion for Leave to Move for Summary Judgment of Non-Infringement, pursuant to Local Civil Rule 7.1(e).
- 3. Declaration of Timothy H. Kratz in Support of Defendant, Rubicon Research Private Limited's Motion for Leave to Move for Summary Judgment of Non-Infringement.
- 4. True and correct copies of Exhibits A-E to the Declaration of Timothy H. Kratz in Support of Defendant, Rubicon Research Private Limited's Motion for Leave to Move for Summary Judgment of Non-Infringement.

Dated: July 27, 2022

Respectfully submitted,

#### **KRATZ & BARRY LLP**

/s/ R Touhey Myer
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